

**REVISED
INLAND WETLANDS AGENCY
MEETING MINUTES**

August 21, 2006

PRESENT: Ken Braga, Margo Wheeler, Christine Murphy, Donald McConnell and Alternate Jean Burns

ABSENT: Sanford Cohen and Alternate Steve Hoffman

STAFF

PRESENT: Lisa Houlihan, ZEO/Wetland Agent and Kristin Michaud, Recording Secretary

I. CALL TO ORDER:

Chairman Braga called the Inland Wetlands Agency (IWA) meeting to order at 7:35 PM at the Ellington Town Hall Annex, 57 Main Street, Ellington, CT and read the legal notice into record.

II. PUBLIC COMMENTS:

Jim Thompson, Town Engineer, came forward with a notification for maintenance work being done on Frog Hollow Road near Abbott Road associated with existing drainage swales, pipes and culverts. He reviewed a map with the commission noting the areas of activity. Discussion ensued.

MOVED (MURPHY), SECONDED (BURNS) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA #IW200624 – TOWN OF ELLINGTON AND GRANT NOTIFICATION TO INSTALL NEW/REPLACE OLD ROADWAY DRAINAGE AND REPLACE UNDERSIZED CULVERT ALONG FROG HOLLOW ROAD.

Jim Thompson, Town Engineer, reviewed the restoration needed to be done between #44 & #46 Muddy Brook Road noting that the drainage system failed last fall during a major storm event. He explained the extensive erosion in that area and the recent permission the Town has received by the owner of #46 granting access to the site.

MOVED (BURNS), SECONDED (MURPHY) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA AND TO GRANT NOTIFICATION FOR MAINTENANCE WORK ON PROPERTY LOCATED AT #44 AND # 46 MUDDY BROOK ROAD.

III. PUBLIC HEARINGS:

1. #IW200607 – Guy & Jean Burns for a permit to Conduct Regulated Activity within an Area of Influence to enclosed a section of an existing deck in order increase interior living space and

to install a patio, retaining wall and landscaping on properties located on 8 & 9 Lake Lane, APNs 149-058-0000 & 149-059-0000.

TIME: 7:40

SEATED: K. Braga, C. Murphy, D. McConnell, M. Wheeler

Attorney Kerensky of Kahan, Kerensky, & Capossela, came forward for the applicant. He explained that he was able to get everyone on Lake Lane to sign the petition. The neighbors saw the plan and had no problems with it.

MOVED (MCCONNELL), SECONDED (WHEELER) AND PASSED (J. BURNS – ABSTAINED) TO CLOSE THE PUBLIC HEARING FOR #IW200607—GUY & JEAN BURNS.

MOVED (MURPHY), SECONDED (MCCONNELL) AND PASSED (J. BURNS – ABSTAINED) TO APPROVE #IW200607—GUY & JEAN BURNS.

2. #IW200609 – Charles Adams for a permit to Conduct Regulated Activity within an Area of Influence to lower and widen driveway on property located on 2 East Shore Road, APN 149-093-0000.

Mr. Adams was present and stated that mapping was not ready to review.

Ms. Houlihan explained to the Agency that sufficient time was available to extend the application to the next regular meeting, and stated that action would need to be taken next month due to the expiration of decision timelines having been reached.

MOVED (WHEELER), SECONDED (MURPHY) AND PASSED UNANIMOUSLY TO CONTINUE THE PUBLIC HEARING TO THE SEPTEMBER 18, 2006 MEETING FOR #IW200609—CHARLES ADAMS.

V. NEW BUSINESS:

1. #IW200613 – John & Jean Rourke for a permit to Conduct Regulated Activity within an Area of Influence to add a 10' x 4' addition to South East corner of house, an exterior circular staircase and to add a 6 x 6 addition and walk to the North West corner of house on property located at 139 West Shore Road, APN 169-013-0000. (Determination of Significance and Possible Action)

The commission reviewed the proposal.

MOVED (BURNS), SECONDED (MURPHY) AND PASSED UNANIMOUSLY TO MAKE A FINDING OF NON-SIGNIFICANCE #IW200613—JOHN & JEAN ROURKE.

MOVED (BURNS), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO APPROVE #IW200613—JOHN & JEAN ROURKE.

2. #IW200616 – Rick & Daryl DeCarli request for notification for barns, riding arena and associated improvements on property located on 189 Sadds Mill Road, APN 100-008-0002 & Sadds Mill Road 100-008-0000.

Tim Coon, J. R. Russo & Associates came forward to review the application. There is a total of 83 acres on the site. The arena will be accessed by the existing curb cut. The site will have parking, septic and a

well. Water run off will run into the wetlands and roof water run off will run into stone trenches around the building. There is no direct wetlands disturbance.

BY CONSENSUS, THE AGENCY RECEIVED NOTIFICATION FOR BARNS, RIDING ARENA AND ASSOCIATED IMPROVEMENTS (#IW200616).

3. IW200615 – James Gessay request in accordance with CGS 8-26 for a referral for a 2 lot resubdivision on property located on Kibbe & Porter Roads, APN 122-030-0000 (No activity with the wetlands/watercourse or regulated area).

BY CONSENSUS, THE COMMISSION RECEIVED CGS 8-26 NOTIFICATION OF #IW200615 – JAMES GESSAY NOTING THAT LOT LEVEL APPROVAL IS NOT GRANTED AND THAT IF ANY WORK ASSOCIATED WITH DEVELOPMENT IS MOVED WITHIN THE UPLAND REVIEW AREA A SEPARATE INLAND WETLAND AGENCY APPROVAL MUST BE OBTAINED.

4. #IW200612 – 12 Jobs Hill Road, LLC request in accordance with CGS 8-26 for a referral for a 6 lot subdivision on property located at 12 Jobs Hill Road, APN 072-001-0000 (no activity with the wetlands/watercourse or regulated area).

Wes Wentworth, Wentworth Engineers came forward to review the application. At the request of the Agency, he stated that a note will be added to the plan explaining that if future development of the site is moved with in the Upland Review Area that would have to go back to the Wetland Agency for applicable approvals.

BY CONSENSUS, THE COMMISSION RECEIVED CGS 8-26 NOTIFICATION OF #IW200612 – 12 JOBS HILL ROAD, LLC NOTING THAT LOT LEVEL APPROVAL IS NOT GRANTED AND THAT THE PLANS SHALL BE REVISED TO STATE THAT IF ANY WORK ASSOCIATED WITH DEVELOPMENT IS MOVED WITHIN THE UPLAND REVIEW AREA A SEPARATE INLAND WETLAND AGENCY APPROVAL MUST BE OBTAINED.

5. Release of restoration bond for Nutmeg Industrial Park, LLC (7 Nutmeg Drive).

MOVED (WHEELER), SECONDED (MCCONNELL) AND PASSED (J. BURNS – ABSTAINED) TO RELEASE RESTORATION BOND NUTMEG INDUSTRIAL PARK, LLC.

6. #IW200625 – John & Jennifer Traynor request in accordance with CGS 8-26 for a referral for a 2 lot re-subdivision on property located on 54 Hopkins Road, APN 084-005-0000 (no activity with the wetlands/watercourse or regulated area).

Ms. Houlihan, Wetland Agent reviewed the plan with the commission.

MOVED (BURNS), SECONDED (MURPHY) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA AND RECEIVE OF #IW200625 – JOHN & JENNIFER TRAYNOR.

BY CONSENSUS, THE COMMISSION RECEIVED CGS 8-26 NOTIFICATION OF #IW200625 – 54 HOPKINS ROAD, NOTING THAT LOT LEVEL APPROVAL IS NOT GRANTED AND IF ANY WORK ASSOCIATED WITH DEVELOPMENT IS MOVED WITHIN THE UPLAND REVIEW AREA A SEPARATE INLAND WETLAND AGENCY APPROVAL MUST BE OBTAINED. THE COMMISSION REQUESTED THAT THE PLANS BE REVISED TO CLARIFY THE AREAS OF CONSERVATION EASEMENT.

7. #IW200619 – Robert Lechkun for a permit to Conduct Regulated Activity within an Area of Influence for footing drain, curtain drain discharge and grading within regulated area in conjunction with a single family home on property located at 205 Pinney Street, APN 054-007-0000. (RECEIPT ONLY)

MOVED (MCCONNELL), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO RECEIVE ITEM #IW200619.

8. #IW200618 – R & J Development, LLC for a permit to Conduct Regulated Activity within an Area of Influence for installation of water service and grading associated with proposed septic system and associated improvements in conjunction with a single family home on property located on Abbott Road, APN 060-009-0000. (RECEIPT ONLY)

MOVED (WHEELER), SECONDED (MCCONNELL) AND PASSED UNANIMOUSLY TO RECEIVE ITEM #IW200618.

MOVED (MURPHY), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO MAKE A FINDING OF SIGNIFICANCE AND SET THE PUBLIC HEARING FOR SEPTEMBER 18, 2006 FOR #IW200618 – R & J DEVELOPMENT, LLC.

9. #IW200622 – Oakhill Equestrian Properties, LLC for a permit to Conduct Regulated Activity within an Area of Influence for removal of outlet control structure, reconstruction of retaining walls, replacement of inlet structures and replacement of inlet and outlet protection areas on property located on Oakhill Farms Road, APN 047-034-0000. (RECEIPT ONLY)

MOVED (WHEELER), SECONDED (MCCONNELL) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA AND RECEIVE ITEM #IW200622.

10. #IW200623 – Oakhill Equestrian Properties, LLC for a permit to Conduct Regulated Activity within an Area of Influence for construction of retention basin on property located at 166 Mountain Street, APN 039-005-0001. (RECEIPT ONLY)

MOVED (WHEELER), SECONDED (MCCONNELL) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA AND RECEIVE ITEM #IW200623.

11. #IW200620 – Craig, Gary, Kurt & Derek Sullivan for a permit to Conduct Regulated Activity within an Area of Influence for a 2 lot subdivision on property located at 74 Hoffman Road, APN 120-026-0000. (RECEIPT ONLY)

MOVED (WHEELER), SECONDED (MCCONNELL) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA AND RECEIVE ITEM #IW200620.

12. #IW200621 – Rodger & Susan Hosig for a permit to Conduct Regulated Activity within an Area of Influence to demolish existing home and construct a new one on property located at 4 Lake Lane, APN 149-056-0000. (RECEIPT ONLY)

MOVED (WHEELER), SECONDED (MCCONNELL) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA AND RECEIVE ITEM #IW200621.

MOVED (WHEELER), SECONDED (MCCONNELL) AND PASSED UNANIMOUSLY TO SET A PUBLIC HEARING, AS REQUESTED BY THE APPLICANT/OWNER, FOR SEPTEMBER 18, 2006 FOR #IW200621 – RODGER & SUSAN HOSIG.

IV. UNFINISHED BUSINESS: NONE

V. ADMINISTRATIVE BUSINESS:

1. Approval of the July 17, 2006 Meeting Minutes.

MOVED (MCCONNELL), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO APPROVE THE JULY 17, 2006 MEETING MINUTES.

2. Correspondence:
 - a. Letter to Peter DeMallie from Lisa Houlihan dated 8-04-06. (Abbot Road, IW200618)
 - b. Letter from Kim Flannery to Michael Stupinski dated 7-01-2006. (Resignation Letter from IWA)

THE COMMISSION NOTED THEIR APPRECIATION TO MS. FLANNERY FOR THE TIME SHE DEDICATED TO THE COMMISSION AND THE VALUE SHE ADDED. THEY REQUESTED A THANK YOU LETTER BE SENT TO HER IF ONE WAS NOT SENT BY THE FIRST SELECTMAN'S OFFICE.

THE COMMISSION DISCUSSED THE ATTENDANCE OF ALL APPOINTED MEMBERS AND THEIR CONCERN OF NOT BEING ABLE TO ESTABLISH QUORUMS. THE COMMISSION ASKED THAT ATTENDANCE RECORDS BE SHARED WITH THE SELECTMAN'S OFFICE FOR THEIR PURSUIT IN REMOVING THOSE NOT MEETING THE ATTENDANCE REQUIREMENTS AND IN SEEKING NEW MEMBERS.

VI. ADJOURNMENT:

MOVED (BURNS), SECONDED (MURPHY) AND PASSED UNANIMOUSLY TO ADJOURN THE MEETING AT 8:15 P.M.

Respectfully Submitted

Kristin C. Michaud